## **PATENT**

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: GAUCKLER-2

In re Application of:

WOLFGANG GAUCKLER et al.

Appl. No.: 10/697,786

Filed: October 23, 2003

For: METHOD AND DEVICE FOR AUTOMATIC ASSOCIATION OF DATA ELEMENTS IN MODELING OF A TECHNICAL SYSTEM

DEXAMINET: Gebresilassie, K. K.

Confirmation No.: 1142

### SECOND INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### SIR:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following references A) to D) which were cited in the European Search Report issued by the European Patent Office with regard to the corresponding European patent application No. EP 03 02 2930. The references on the first page of the European Search Report were already filed on April 17, 2006.

Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

	Country:	Patent or	Patentee or	Issue or
		Appl. No:	Applicant:	Filing Date:
A)	USA	US 6 167 380	Kennedy et al.	12-26-2000
B)	Diaz-Came	eron et al.: "Organiza	ation and Selection of"	, 12-10-2000
(C)	Tonarelli P	et al.: "Proposal of	a Product Model for",	03-1997
D)	USA	US 6 223 094	Muehleck P. et al.	04-24-2001

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Copies of these references are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record.

- [] This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.
- [] This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.
- [] This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.
- [] This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.
- [] This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.
- [] This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.
- [X] The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:

- [X] That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;
- [] That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement

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after making reasonable inquiry, no item of information contained in the

information disclosure statement was known to any individual designated in

§1.56(c) more than three months prior to the filing of the information disclosure

statement.

[] The fee of \$180.00 set forth in 1.17(p).

[] The Commissioner is hereby authorized to charge the fee as set forth in

1.17(p), and any additional fees which may be required, or credit any

overpayment to Deposit Account No. 06-0502.

[X] The Commissioner is hereby authorized to charge any fees which may be

required, or credit any overpayment to Deposit Account No. 06-0502.

In order to satisfy the requirement under 37 C.F.R. §1.98(a)(3) for a concise

explanation of the relevance of each item of information, applicant herewith

submits a copy of the European Search Report together with a translation of the

relevant pages thereof.

The above-identified application discloses and claims an invention

patentable over this prior art.

Entry of the references above set forth into the file of the above application

is believed to be in order and is respectfully requested.

Respectfully submitted

Ursula B. Day

Attorney for Applicant

Reg. No. 47,296

Date: September 14, 2006 350 Fifth Avenue, Suite 4714

New York, N.Y. 10118 (212) 244-5500

HMF/WS:af

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known					
Application Number	10/697,786				
Filing Date	23.10.2003	_			
First Named Inventor	Wolfgang Gauckler	_			
Art Unit	2128				
Examiner Name	GEBRESILASSIE, K.K.	_			
Attorney Docket Number	GAUCKLER-2	7			

U.S. PATENT DOCUMENTS								
Examiner Initials *	Cite	Document Number		Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevan			
	No.1	Number - Kind Code <sup>2</sup> (if knawn)	Publication Date MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear			
	9	US-6223094	04-24-2001	Muehleck et al.				
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	FOREIGN PATENT DOCUMENTS							
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Examiner Signature	Date Considered	

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449A/PTO				Complete if Known		
				Application Number	10/697,786	
			CLOSURE	Filing Date	23.10.2003	
STATEMENT BY APPLICANT				First Named Inventor	Wolfgang Gauckler	
				Art Unit	2128	
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Sheet	1	of	2	Attorney Docket Number	GAUCKLER-2	

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Exeminer	Cite	Document Number		Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevant			
initiels *	Cite No.1	Number - Kind Gode <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Cited Document	Pässäges or Relevant Figures Appear			
	6	US-6,167,380	12-26-2000	Kennedy et al.				
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	STATEMENT BY APPLICANT				First Named Inventor	Wolfgang Gauckler		
					Group Art Unit	2128		
(use as many sheets as necessary)				necessary)	Examiner Name	GEBRESILASSIE. K.K.		
	Sheet	2	of	2	Attorney Docket Number	GAUCKLER-2		

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Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>			
	7	Diaz-Calderon et al: Organization and Selectin of Reconfigurable Models", In: Proc. Of the 2000 Winter Simulation Conference; Carnegle Mellon University, Pittsburgh, PA, USA; p. 388-393.				
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\	Sheet 2 of 2	Attorney Docket Number	GAUCKLER_2	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS					
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²		
•	8	TONARELLI et al.: "Proposal of a product model for the bulkling trade"; Automation in Construction, Elsevier Science Publishers, Amsterdam NL; Vol. 5, nr. 5; March 1997 Pages 501 – 520 ISSN: 0928-5805			
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